

O I P E  
SEP 03 2004 MOBIL DOCKET NO. 10213  
JC111

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## PATENT

Application of : D. J. Baillargeon et al  
 Serial No. : 09/498,793  
 Filed : 4 February 2000  
 For : Formulated Lubricant Oils Containing High-Performance Base Oils  
 Derived From Highly Paraffinic Hydrocarbons  
 Group Art Unit : 1764  
 Examiner : E. M. McAvoy

## Petition under 37 CFR 1.137 (b) to Revive Unintentionally Abandoned Application

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

RECEIVED  
 SEP 08 2004  
 TC 1700

This application became abandoned on 30 August 2004 by failure to take appeal action from the decision of the Board of Patent Appeals and Interferences dated 30 June 2004 (Appeal No. 2003-1848, Paper No. 23) or other appropriate action. The failure to respond within the statutory period was unintentional and this petition requests revival of the abandoned application under 37 CFR 1.137(b).

A response to the official action is attached in the form of a Request for Continued Examination. Payment of the petition fee of \$1330.00 is requested in the attached transmittal letter.

The failure to respond to the office action is believed to have arisen in the manner set out in the accompanying declaration of the undersigned attorney.

In the light of the facts set out in the accompanying declaration in support of this petition, it is submitted that the failure to file a timely response to Paper No. 23 was inadvertent. The entire delay in filing the response from the due date for reply to the date of filing this petition was unintentional.

Respectfully submitted,

*Malcolm D. Keen*  
 Malcolm D. Keen  
 Reg. No. 27,728  
 Attorney for Applicants  
 (703) 846-7795

BOARD OF PATENT APPEALS  
 AND INTERFERENCES

RECEIVED  
 SEP 13 2004 PM 2:11:12 PM  
 U.S. PATENT AND TRADEMARK OFFICE

Post Office Address:  
 ExxonMobil Research and Engineering Company  
 P. O. Box 900  
 Annandale, NJ 08801-0900  
 09/23/2005 KESLEY 00000002 051230 09498793

01 FEB 1453 \$1330.00 D2

PAGE 342\* RCV'D AT 9/3/2004 11:25:04 AM [Eastern Daylight Time]\* SVR:USPTO-EFXRF-2/0\* DNI:7464060\* CSID:703 846 7799\* DURATION 00:00:42

2004-09-03 11:25:04 AM [Eastern Daylight Time]  
 2004-09-03 11:25:04 AM [Eastern Daylight Time]  
 2004-09-03 11:25:04 AM [Eastern Daylight Time]



UNITED STATES PATENT & TRADEMARK OFFICE  
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND

1 Date of Request:	2 Serial/Patent #	
3 Please refund the following fee(s):		
	4 PAPER NUMBER	
	5 DATE FILED	
	6 AMOUNT	
Filing		\$
Amendment		\$
Extension of Time		\$
Notice of Appeal/Appeal		\$
X Petition	6-6-05	\$ 1,500
Issue		\$
Cert of Correction/Terminal Disc.		\$
Maintenance		\$
Assignment		\$
X Other RCE	6-6-05	\$ 790
7 TOTAL AMOUNT OF REFUND		\$ 2,290
8 TO BE REFUNDED BY:		
Treasury Check		
<input checked="" type="checkbox"/> Overpayment	X	Credit Deposit A/C #:
Duplicate Payment	9	05 -- 1330
10 REASON:		
11 REFUND REQUESTED BY:		
TYPED/PRINTED NAME: <u>Retta Williams</u>		TITLE: <u>Paralegal</u>
SIGNATURE: <u>Retta Williams</u>		PHONE: <u>2-3229</u>
OFFICE: <u>Petitions</u>		
***** THIS SPACE RESERVED FOR FINANCE USE ONLY *****		
APPROVED: <u>Alicia Kelly</u>		DATE: <u>6/22/05</u>

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

Office of Finance  
Refund Branch  
Crystal Park One, Room 802B